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To: Commissioner for Patents
Attn: Examiner Anand U. Desai, Art Unit 1653
Company: USPTO
Fax: 703-872-9306

From: Jeff Hagenah
Company: Theravance, Inc.
Telephone: 650-808-6406
Fax: 650-808-6078
Date: February 26, 2004
of pages: 56
(including this page)

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Comments:

Attached is a Communication for U.S. Serial No. 09/847,060 (54 pages); Transmittal Form (1 page), this Fax Cover Page (1 page). Total = 56 pages

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PTO/SB/21 (08-03)

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/847,060
Filing Date	May 1, 2001
First Named Inventor	Linsell
Art Unit	1653
Examiner Name	Anand U. Desai
Total Number of Pages in This Submission	56
Attorney Docket Number	P-090-US1

ENCLOSURES (check all that apply)

- Fee Transmittal Form
 Fee Attached
 Amendment / Reply
 After Final
 Affidavits/declaration(s)
 Extension of Time Request
 Express Abandonment Request
 Information Disclosure Statement
 Certified Copy of Priority Document(s)
 Response to Missing Parts/ Incomplete Application
 Response to Missing Parts under 37 CFR 1.52 or 1.53

- Drawing(s)
 Licensing-related Papers
 Petition
 Petition to Convert to a Provisional Application
 Power of Attorney, Revocation Change of Correspondence Address
 Terminal Disclaimer
 Request for Refund
 CD, Number of CD(s) _____

- After Allowance Communication to Group
 Appeal Communication to Board of Appeals and Interferences
 Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
 Proprietary Information
 Status Letter
 Other Enclosure(s)
(please identify below):

Facsimile Cover Page (1 page)

Remarks

Attached are the following:

Communication (2 pages); copy of previously submitted IDS, including stamped postcard (1 page), postcard (1 page), IDS (3 pages), PCT search report (4 pages), EP 873 997 A1 (11 pages); EP 201 251 A2 (32 pages).

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Jeffrey A. Hagenah, Reg. No 35,175

Signature

Date

February 26, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name Jeffrey A. Hagenah, Reg. No. 35,175

Signature

Date

February 26, 2004

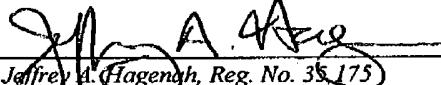
This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FEB 26 2004

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Dated: 2/26/04By: 

Jeffrey A. Hagenah, Reg. No. 35,175

OFFICIAL

Patent
Attorney's Docket No. P-090-US1
Customer Number: 27038

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
)
Martin S. Linsell) Group Art Unit: 1653
)
Application No.: 09/847,060) Examiner: Anand U. Desai
)
Filed: May 1, 2001) Confirmation No. 4580
)
For: REDUCTIVE ALKYLATION)
PROCESS)

COMMUNICATION AFTER NOTICE OF ALLOWANCE

(No Reduction of Period of Adjustment of Patent Term Under 37 C.F.R. §1.704)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Examiner request by telephone on February 26, 2004, enclosed is a replacement copy of the Information Disclosure Statement (IDS) submitted previously by Applicants on February 12, 2002, for the above-identified patent application. A Notice of Allowance for this application was mailed on February 6, 2004, and the issue fee has not yet been paid.

The attached replacement copy is a complete and accurate copy of the IDS submitted previously on February 12, 2002, as evidenced by the return postcard stamped by the USPTO acknowledging receipt thereof.

U.S. Serial No. 09/847,060
Attorney Docket No. P-090-US1
Customer Number 27038

Page 2

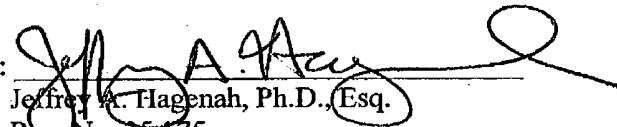
Since this replacement copy of the IDS was requested by the Examiner, this communication is not a circumstance that constitutes a failure of the applicant to engage in reasonable efforts to conclude processing or examination of this application under 37 C.F.R. §1.704.

Should there be any questions regarding this communication, the Examiner is encouraged to telephone the undersigned attorney for Applicants at (650) 808-6406.

Respectfully submitted,
THERAVANCE, INC.

Date: February 26, 2004

By:


Jeffrey A. Hagenah, Ph.D., Esq.
Reg. No. 35,175

THERAVANCE, INC.
901 Gateway Blvd.
South San Francisco, CA 94080
(650) 808-6000
(650) 808-6078 (Fax)

In re Patent Application of: Martin S. Linsell

Title: REDUCTIVE ALKYLATION PROCESS

Serial No.: 09/847,050

Filing Date: May 1, 2001

Receipt is hereby acknowledged for the following in the United States Patent and Trademark Office:

CONTENTS: a Supplemental Information Disclosure Statement (1 pgs.), Form 1449 (1 pgs.), and copies of 2 cited references; PCT Search Report (4 pgs.); a Return Postcard and TRANSMITTAL SHEET.

Mailed: January 17, 2002
RJH/agdDocket No.: 1343.004US1
Due Date: N/A

COPY

In re Patent Application of: Martin S. Linsell
Title: REDUCTIVE ALKYLATION PROCESS
Serial No.: 09/847,060

Filing Date: May 1, 2001

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CONTENTS: a Supplemental Information Disclosure Statement (1 pgs.), Form 1449 (1 pgs.), and copies of 2 cited references; PCT Search Report (4 pgs.); a Return Postcard and TRANSMITTAL SHEET.

Mailed: January 17, 2002
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Docket No.: 1343.004US1
Due Date: N/A

AMI-090-R

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Martin S. Linsell
Title: REDUCTIVE ALKYLATION PROCESS
Docket No.: 1343.004US1
Filed: May 1, 2001
Examiner: Unknown

Serial No.: 09/847,060
Due Date: N/A
Group Art Unit: Unknown

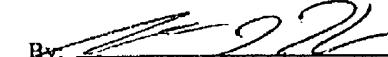
Commissioner for Patents
Washington, D.C. 20231

We are transmitting herewith the following attached items (as indicated with an "X"):

- A return postcard.
 A Supplemental Information Disclosure Statement (1 pgs.), Form 1449 (1 pgs.), and copies of 2 cited references.
 PCT Search Report (4 pgs.).

Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

By: 
Atty: Robert J. Harris, Ph.D.
Reg. No. 37,346

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on this 17th day of January, 2002.

Alisia G. Dunbar
Name

Alisia G. Dunbar
Signature

Customer Number 21186

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

(GENERAL)